IN THE HIGH COURT OF JUDICATURE AT BOBBY
ORDINARY ORIGINAL CIVIL JURISDICTION

CHAMBER SUMMONS NO.1649 OF 2007
IN
SHORT CAUSE SUIT NO.1814 OF 1987

Mr.Jeverappa H.Gowda .. Plaintiff.
Versus
The Collector of Bombay & Ors. .. Defendants.

Mr.Jayesh Bhatt for plaintiff.
Mr.S.P.Bharati for defendant No.3.
Ms.Geeta Shastri, A.G.P. for defendant Nos.1 and 2.

CORAM : S.C.DHARMADHIKARI, J.
DATE : 24th October, 2007.

P.C.

1. Perused the chamber summons and the affidavit in support so also the affidavit in reply. In the peculiar facts of this case, Chamber summons is allowed in terms of prayer clause (a) subject to the plaintiffs paying costs, quantified at Rs.2,000/- to the defendant Nos.1 to 3.

2. Needless to state that mere summoning of the record from the City Civil Court in this suit

does not in any manner mean that the defendants are admitting the evidentiary value of the same. In other words, the plaintiffs will have to show as to why they should be taken on record in this suit and read in evidence.

3. Chamber summons is accordingly disposed of.

(S.C.Dharmadhikari, J.)